

**IN THE CLAIMS:**

The text of all pending claims, (including withdrawn claims) is set forth below. Cancelled and not entered claims are indicated with claim number and status only. The claims as listed below show added text with underlining and deleted text with ~~striketrough~~. The status of each claim is indicated with one of (original), (currently amended), (cancelled), (withdrawn), (new), (previously presented), or (not entered).

Please AMEND claims 1 and 3-19 and ADD new claim 21 in accordance with the following:

1. (Currently Amended) A portable communication apparatus, comprising:
  - a radio communication unit that performs communication over a first radio wave ~~having a specific frequency~~;
  - a detection unit that detects a second wave ~~that travels with~~ having a predetermined flicker frequency ~~that is different from the specific frequency~~, in a predetermined area, ~~the wave being other than the radio wave~~;
  - a notification unit that notifies a user of the portable communication apparatus with a notification when the detection unit detects the second wave having the predetermined flicker frequency, the notification indicating that the portable communication apparatus is present in the predetermined area; and
  - a stop control unit that stops the radio communication unit from performing a communication function, according to an instruction from the user.
2. (Original) The portable communication apparatus according to claim 1, wherein the stop control unit receives the instruction from the user for a predetermined period after the notification is notified.
3. (Currently Amended) The portable communication apparatus according to claim 1, wherein the second wave includes an electromagnetic wave.
4. (Currently Amended) The portable communication apparatus according to claim 3, wherein the electromagnetic wave has a wave frequency defined as light.
5. (Currently Amended) The portable communication apparatus according to claim

3, wherein the electromagnetic wave has a wave frequency defined as infrared.

6. (Currently Amended) The portable communication apparatus according to claim 1, wherein the second wave includes an ultrasonic wave.

7. (Currently Amended) A portable communication apparatus, comprising:  
a radio communication unit that performs communication over a first radio wave ~~having a specific frequency;~~  
a detection unit that detects a second wave ~~that travels with having a~~ predetermined flicker frequency ~~that is different from the specific frequency,~~ in a predetermined area, ~~the wave being other than the radio wave;~~ and  
a stop control unit that stops the radio communication unit from performing a communication function when the detection unit detects the second wave having the predetermined flicker frequency.

8. (Currently Amended) The portable communication apparatus according to claim 7, wherein the second wave includes an electromagnetic wave.

9. (Currently Amended) The portable communication apparatus according to claim 8, wherein the electromagnetic wave has a wave frequency defined as light.

10. (Currently Amended) The portable communication apparatus according to claim 8, wherein the electromagnetic wave has a wave frequency defined as infrared.

11. (Currently Amended) The portable communication apparatus according to claim 7, wherein the second wave includes an ultrasonic wave.

12. (Currently Amended) A portable communication apparatus, comprising:  
a radio communication unit that performs communication over a first radio wave ~~having a specific frequency;~~  
a detection unit that detects a second wave ~~that travels with having a~~ predetermined flicker frequency ~~that is different from the specific frequency,~~ in a predetermined area, and that determines an attribute of the predetermined area, ~~the wave being other than the radio wave;~~

a notification unit that notifies a user of the portable communication apparatus with a notification when the attribute indicates a warning area adjacent to a prohibited area, the notification indicating that the portable communication apparatus is present in the warning area; and

a stop control unit that stops the radio communication unit from performing a communication function according to an instruction from the user when the notification is notified, and that stops the radio communication unit from performing the communication function when the attribute indicates the prohibited area.

13. (Currently Amended) The portable communication apparatus according to claim 12, wherein the second wave includes an electromagnetic wave.

14. (Currently Amended) The portable communication apparatus according to claim 13, wherein the electromagnetic wave has a wave frequency defined as light.

15. (Currently Amended) The portable communication apparatus according to claim 13, wherein the electromagnetic wave has a wave frequency defined as infrared.

16. (Currently Amended) The portable communication apparatus according to claim 12, wherein the second wave includes an ultrasonic wave.

17. (Currently Amended) The portable communication apparatus according to claim 12, further comprising a stop cancellation unit that allows the radio communication unit to perform the communication function when the detection unit does not detect the second wave after the communication function is stopped.

18. (Currently Amended) The portable communication apparatus according to claim 17, further comprising a storage unit that receives information to be transmitted over the first radio wave after the stop cancellation unit allows the radio communication unit to perform the communication function, and that stores the information.

19. (Currently Amended) The portable communication apparatus according to claims 12, further comprising an alternative communication unit that holds alternative communication over a medium other than the first radio wave when the communication function is stopped.

20. (Original) The portable communication apparatus according to claim 17, further comprising a restart processing unit that restarts the communication function, upon the communication function being stopped during a communication, from a condition at a point in time when the communication was stopped, when the stop cancellation unit allows the radio communication unit to perform the communication function.

21. (New) A method of controlling a communication function of a portable communication apparatus, comprising:

- communicating with a communication unit that performs communication over a first wave;
- detecting a second wave having a predetermined flicker frequency in a predetermined area; and
- stopping the communication unit from performing a communication function when the second wave having the predetermined flicker frequency has been detected.